

IPW



Docket No. THR5007USNP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Steve Gara  
Serial No. : 10/654,794 Art Unit: 3761  
Filed : September 3, 2003 Examiner: Leslie Deak  
For : BLOOD SEPARATION APPARATUS AND METHOD OF USING THE  
SAME

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  
June 8, 2006

\_\_\_\_\_  
(Date of Deposit)

Todd F. Volyn  
\_\_\_\_\_  
(Name of applicant, assignee, or Registered Representative)

/Todd Volyn/  
\_\_\_\_\_

\_\_\_\_\_  
(Signature)

June 8, 2006  
\_\_\_\_\_

\_\_\_\_\_  
(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Washington, D.C. 20231

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This copy is supplemental to the Information Disclosure Statement mailed on May 17, 2005 and July 29, 2005.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a) (2).

☐ There are no listed references which are not in the English language.

☐ The relevance of those listed references which are not in the English language is as follows:

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Copies of the references listed on the search report(s) are included except for those previously cited in an IDS mailed .

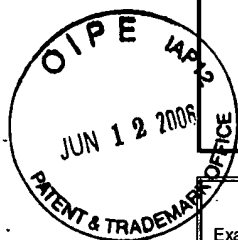
☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/THR5007/TFV. This form is submitted in triplicate.

Respectfully submitted,

/Todd Volyn  
Todd F. Volyn  
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DATED: June 8, 2006



Substitute for form 1449A/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

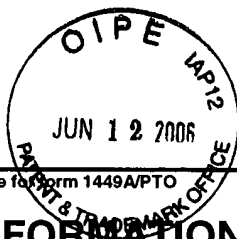
(use as many sheets as necessary)

Sheet 1 of 2

<i>Application Number</i>	10/654,794
<i>Filing Date</i>	September 3, 2003
<i>First Named Inventor</i>	Gara
<i>Group Art Unit</i>	3761
<i>Examiner Name</i>	Leslie Deak
<i>Attorney Docket Number</i>	THR-5007

## **U.S. PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code <sup>2</sup> (if known)			
		3,985,442		Khoja et al.	10-19-1976	
		4,111,356		Boggs et al.	09-05-1978	
		4,201,525		Brown et al.	05-06-1980	
		4,305,659		Bilstad et al.	12-15-1981	
		4,309,993		Brown	01-12-1982	
		4,321,919		Edelson	03-30-1982	
		4,333,016		Bilstad et al.	06-01-1982	
		4,374,731		Brown et al.	02-22-1983	
		4,398,908		Edelson	08-16-1983	
		4,425,116		Bilstad et al.	01-10-1984	
		4,428,744		Richard L. Edelson	01-1984	
		4,428,744		Edelson	01-31-1984	
		4,464,166		Edelson	08-07-1984	
		4,479,760		Bilstad et al.	10-30-1994	
		4,479,761		Bilstad et al.	10-30-1984	
		4,479,762		Bilstad et al.	10-30-1984	
		4,530,691		Brown	07-23-1985	
		4,605,503		Bilstad et al.	08-122-1986	
		4,680,025		Kruger et al.	07-14-1987	
		4,724,317		Brown et al.	02-09-1988	
		4,834,890		Brown et al.	05-30-1989	
		4,940,543		Brown et al.	07-10-1990	
		5,316,666		Brown et al.	05-31-1994	
		5,945,291		Bolton et al.	08-31-1999	
		6,204,058		Bolton	03-20-2001	
		6,495,366		Briggs	12-17-2002	



Substitute for Form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary) Sheet 2 of 2	<b>Application Number</b>	10/654,794
	<b>Filing Date</b>	September 3, 2003
	<b>First Named Inventor</b>	Gara
	<b>Group Art Unit</b>	3761
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	<b>Attorney Docket Number</b>	THR-5007

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		Number	Kind Code <sup>2</sup> (if known)			
		4,895,333		I. Panzani	08-22-1989	
		6,219,584		K.H. Lee	04-17-2001	
		6,709,377		J.D. Roachat	03-23-2004	
		5,746,708		Giesler et al	05-05-1998	
		6,234,989	B1	Brierton et al	05-22-2001	

#### FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	KindCode <sup>5</sup>				
		EP	0786324		B. Braun Melsungen AG	07-30-1997		
		EP	1066842	A2	Therakos, Inc.	01-10-2001		
		WO	97/36634		Therakos, Inc.	10-09-1997		
		WO	97/36581		McLaughlin	10-09-1997		

Examiner Signature		Date Considered	
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